

GENERAL APPOINTMENT OF AGENT OR COMMON REPRESENTATIVE

Sir:

Effective today, the undersigned applicant revokes all prior appointments of agents or representatives, and appoints:

Eleanor M. Musick, Reg. No. 35,623; Stephen C. Beuerle, Reg. No. 38,380; Kamwah Li, Reg. No. 34,211; Harris F. Brotman, Reg. No. 35,461; Troy M. Schmelzer, Reg. No. 36,667; Patric J. Rawlins Reg. No. 47,887; and Kathleen Pasulka, Reg. No. 35,652.

to represent me as applicant, to act for me in all proceedings, to grant further powers of substitution to attorneys in countries other than the United States, and to do all things necessary or appropriate therefor, before the competent International Authorities in connection with the international patent application in respect of the invention entitled:

**METHOD AND SYSTEM FOR MANAGING AND QUERYING GENE
EXPRESSION DATA ACCORDING TO QUALITY**

filed with the United States Patent and trademark Office as the receiving Office under the provisions of the PATENT COOPERATION TREATY, corresponding to WIPO Application No. PCT/US03/24160 filed 01 August 2003.

Please direct all correspondence to the attention of:

~~Eleanor M. Musick~~
~~PROCOPIO, CORY, HARGREAVES & SAVITCH LLP~~
~~530 B Street, Suite 2100~~
~~San Diego, CA 92101-4469~~
Tel: (760) 931-9700
Fax: (760) 931-1155

Respectfully submitted,

Dated: May 19, 2004


Michael E. Ashoff

Dated: May __, 2004

Chris Alvarez

Dated: May __, 2004

Peter Lauren

DECLARATION AND POWER OF ATTORNEY

Attorney's Docket No. 403380743413-287114

In re Application of: **Michael Elashoff, et al.**
As a below named inventor, I hereby declare that:

01 FEB 2005

20/523499

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND SYSTEM FOR MANAGING AND QUERYING GENE EXPRESSION DATA ACCORDING TO QUALITY**, the specification of which:

☒ is attached hereto.

☐ was filed on _____, as Application No. _____ (if applicable) and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I do not know and do not believe that the same was ever known or used by others in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to the date of this application. I further state that the invention was not in public use or on sale in the United States of America more than one year prior to the date of this application. *I understand that I have a duty of candor and good faith toward the Patent and Trademark Office*, and I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of the foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application for patent or inventor's certificate disclosing subject matter in common with the above-identified specification and having a filing date before that of the application on which priority is claimed:

Application No.	Country	Filing Date	Priority Claimed Under 35 USC §119
PCT/US03/24160		August 1, 2003	Yes _____ No _____

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

(Application No.)	(Filing Date)	(Application No.)	(Filing Date)
60/399,727	August 1, 2002		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter disclosed and claimed in the present application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status: patented, pending, abandoned

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

POWER OF ATTORNEY: The following attorneys are hereby appointed to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: **Customer Number 23370**

Direct all correspondence to: **Customer Number 23370**

AFFIX BAR

CODE LABEL →
HERE

Direct telephone calls at 404-815-6500, to Eleanor M. Musick

Full name of sole or first inventor: MICHAEL ELASHOFF	Citizenship: USA
Inventor's signature: <i>[Signature]</i>	Date: <i>10/13/2003</i>
Residence and Post Office Address: 11124 Yellow Leaf Way, Germantown, MD 20876	

☒ Additional inventors are being named on separately numbered sheets attached hereto.

Attorney Docket No.: 4033WO (43413-287114)

Page 2

Full name of second inventor, if any: CHRIS ALVARES	Citizenship: USA
Inventor's signature	Date:
Residence and Post Office Address: 7547 Heatherton Lane, Potomac, MD 20854	

Full name of third inventor, if any: PETER LAUREN	Citizenship: USA
Inventor's signature	Date:
Residence and Post Office Address: 10058 Quantrell Row, Columbia, MD 21066	

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Attorney's Docket No. 4033 WO (43413-287114)

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Full name of sole or first inventor: MICHAEL ELASHOFF	Citizenship: USA
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Inventor's signature	Date:
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Residence and Post Office Address: 11124 Yellow Leaf Way, Germantown, MD 20876

☒ Additional inventors are being named on separately numbered sheets attached hereto.

2 W Full name of second inventor, if any: CHRIS ALVARES

Citizenship: USA

Inventor's signature

Date: 9/8/2003

Residence and Post Office Address: 7547 Heatherton Lane, Potomac, MD 20854 MD

Full name of third inventor, if any: PETER LAUREN

Citizenship: USA

Inventor's signature

Date:

Residence and Post Office Address: 10058 Quantrell Row, Columbia, MD 21066

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Full name of third inventor, if any: PETER LAUREN	Citizenship: USA
Inventor's signature <i>P. Lauren</i>	Date: <i>8/29/03</i>
Residence and Post Office Address: 10058 Quantrell Row, Columbia, MD 21066	